

Aug. 7. 2000 1:22PM

TROPIAN INC. USA

No. 0761 P. 1/3



TROPICAN

20813 STEVENS CREEK BLVD, STE#150 CUPERTINO, CA 95014
408.865.1300 FAX 408.865.1385

TO:	FROM:
Maryann Morgan	Michael Ure
COMPANY:	DATE:
U.S. Patent Office	08/07/00
FAX NUMBER:	TOTAL #. OF PAGES INCLUDING COVER:
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RE:	
Petition to withdraw from issue: S/N	
09/247,097	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Scheduled for issue August 15, 2000

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PETITIONS OFFICE

#17

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PETITION ROUTING SLIP

(Find the petition from the list and check the box in the heading above the petition)

PTO/SB/69 (12-97)

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Complete If Known

Application Number	09/247,092/9
Filing Date	02/09/99
First Named Inventor	McCune
Group Art Unit	2838
Examiner Name	Patel, R.
Attorney Docket Number	032219-007

☒ PETITIONS DECIDED BY PETITIONS OFFICE

- 301 Relating to Public Use Proceedings (37 CFR 1.292)
 302 To make application special - prospective manufacture (37 CFR 1.102, MPEP 708.02)
 303 To make special - infringement (37 CFR 1.102, MPEP 708.02)
 304 Relating to the Filing/Issuance of Divisional Reissues (37 CFR 1.177)
 305 To waive or suspend rules (37 CFR 1.183)
 306 To expunge a paper from patent application or patent file (37 CFR 1.559)
 307 Withdrawal of Attorney (37 CFR 1.36)
 308 For access to application except re proceedings before Board (37 CFR 1.14, MPEP 103.104)
 309 Relating to Small Entity (37 CFR 1.28)
 310 Relating to reexamination (37 CFR 1.181-1.183)
 311 For correction of inventorship for applications - no filing date (37 CFR 1.48)
 312 For correction of inventorship re PCT applications (37 CFR 1.48)
 313 For filing application without one or more inventors (37 CFR 1.47)
 314 For filing PCT application without one or more inventors (37 CFR 1.47)
 315 For extension of time without fee in cases in Application Division (37 CFR 1.136(b))
 399 For matters before A/C for Patents - not specified
 408 Relating to a filing date under 35 USC 1118 37 CFR 1.53
 411 Filing date for application filed by Express Mail (37 CFR 1.10)
 412 Filing date for lost application
 501 To remove an abandoned application - unavoidable delay (37 CFR 1.137(a))
 502 To remove an abandoned application - unintentional abandonment (37 CFR 1.137(b))

☐ PETITIONS DECIDED BY THE GROUP DIRECTOR

- 601 To make application special on ground of age or health (37 CFR 1.102, MPEP 708.02)
 602 To make special - continuity of earlier application (37 CFR 1.102, MPEP 708.02)
 603 To make special - environment quality program (37 CFR 1.102, MPEP 708.02)
 604 To make special - accelerated examination (37 CFR 1.102, MPEP 708.02)
 605 To make special - Energy Program (37 CFR 1.102, MPEP 708.02)
 606 To make special - Recombinant DNA (37 CFR 1.102, MPEP 708.02)
 607 To make special for reasons not provided for in codes 601-606 (37 CFR 1.102, MPEP 708.02)
 608 To reopen prosecution after Board decision (37 CFR 1.184)
 609 For review of final rejection requirement (37 CFR 1.144)
 610 Invoking Authority of Commissioner under 37 CFR 1.181 not specified in codes
 611 Relating to the refusal to enter an amendment (37 CFR 1.181 & 1.127, MPEP 714.15)
 612 Relating to the refusal to enter an amendment (37 CFR 1.181 & 1.127, MPEP 714.15)
 613 To withdraw a holding of abandonment (37 CFR 1.137, MPEP 711.03)
 614 Relating to a requirement to cancel now matter from application (37 CFR 1.181, MPEP 608.04(c))
 615 Relating to formal efficiency/property of affidavits (37 CFR 1.131, 1.132, 1.508, MPEP 715.07)
 616 To institute an interference (37 CFR 1.808)
 617 Relating to refusal to enter an amendment under 37 CFR 1.312

☐ PETITIONS DECIDED BY BOARD OF PATENT APPEALS AND INTERFERENCES

- 701 To exercise supervisory authority re action by examiner/examiner-in-chief (37 CFR 1.844)
 702 To accept voluntarily filed copies of interference settlement agreements (35 USC 135(c), 37 CFR 1.856(c))
 703 For withdrawal of attorney in proceeding under 37 CFR 1.201 - 1.288 (37 CFR 1.36)
 704 For access to a settlement agreement under 35 USC 135(c) (37 CFR 1.856(b))
 705 For access to an application in proceedings before the Board (37 CFR 1.14(e))
 706 From a refusal to issue a Certificate of Correction (37 CFR 1.322, 1.323)
 707 To correct errors in inventorship (37 CFR 1.324)
 708 For extension of time to file amendment under 37 CFR 1.196(b) (37 CFR 1.136)
 709 To make an application before the Board special (37 CFR 1.102)
 710 For extension of time to file supplemental Reply Brief (37 CFR 1.136)
 711 To assign particular members to hearing or to request augmented panel (35 USC 7)
 712 To decide miscellaneous questions in proceedings under 37 CFR 1.801-1.888
 713 To accept priority papers in applications in interference (37 CFR 1.844)
 714 To reinstate an Appeal
 799 For matters before Chairman of Board - not specified
 801 To make an application before the Board special (37 CFR 1.102)
 802 To reinstate an Appeal
 803 To extend time/suspend proceedings (37 CFR 1.196, 1.197, 1.304)
 804 For extension of time to file supplemental Reply Brief (37 CFR 1.136)
 805 To accept late request for an Oral Hearing (37 CFR 1.136)
 899 For matters before the Clerk of the Board - not specified

☐ PETITIONS DECIDED BY SPECIAL LAWS (SECURITY AND GOVERNMENT INTEREST MATTERS)

- 901 Under 42 USC 2182
 902 Under 42 USC 2457
 903 Under 35 USC 184
 904 Under 35 USC 287
 905 To consider review security or Government interest matters - not specified

☐ PETITIONS DECIDED BY THE SOLICITOR

- 951 Petitions for extension of time in court matters 35 USC 142, 145, 148
 952 Petitions relating to ex parte questions in cases before the Court of Appeals for the Federal Circuit
 953 Requests filed under the Freedom of Information Act
 959 Not specified

Burdens Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Patent

Attorney's Docket No. 032219-007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Earl McCUNE et al.

Application No.: 09/274,097

Filed: February 9, 1999

**For: HIGH-EFFICIENCY AMPLIFIER
OUTPUT LEVEL AND
BURST CONTROL**

Group Art Unit: 2838

Examiner: Patel, R.

Batch No: L28

ATTN: PETITIONS OFFICE

PETITION UNDER 37 CFR 1.313(b)(5)

Assistant Commissioner for Patents
Washington, D.C. 20231

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PETITIONS OFFICE

Sir:

Applicant hereby petitions to withdraw the present application from issue under 37 CFR 1.313(b)(5). A Request for Continuing Examination, an Information Disclosure Statement under 37 CFR 1.97, and the requisite fee under 37 CFR 1.17(i) are submitted herewith.

Respectfully submitted,

TROPLAN, INC.

By:

Michael J. Uff
Registration No. 33,089

20813 Steyens Creek Boulevard
Cupertino, California 95014-5649
(408) 865-1300

Date: August 3, 2000